IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 9th day of December 2005
Bail application No. 1085 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Hansa Singh @ Hansraj S/o Preetam
Bansa @ Harbans S/o Preetam Singh
Both R/o Village Tukari
P.S. Nanak Matta
District Udham Singh Nagar …Applicants

Versus

State of Uttaranchal ... Opposite Party

Arising out of Case Crime No. 275 of 2004
Under Section 302 I.P.C.
Police Station Nanakmatta
District Udham Singh Nagar

By the Court

Hon'ble B.C. Kandpal, J.

The applicants have applied for bail in case crime No. 275 of 2004 Under Section 302 I.P.C., Police Station Nanakmatta, District Udham Singh Nagar.

Heard Sri A.S. Gill, learned counsel for the applicants, learned A.G.A. and perused the record.

The First Information Report in the case shows that the applicants have fired at the deceased with firearms. The incident has taken place at about 3:30 p.m. The First Information Report was lodged on the same day at about 7:15 p.m. at the Police Station concerned.

The post mortem report shows that the deceased Hinder Singh has firearm wounds on his person. Eyewitnesses find corroboration with the medical evidence at this stage.

Keeping in view the specific role assigned to the applicants as well as the corroboration of the ocular version with medical report, I am not inclined to grant them bail at this stage.

Hence, the bail application is rejected.

(B.C. Kandpal, J.)

09.12.2005
ASWAL